	MC-030
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) DUANE MORRIS LLP 1540 Broadway New York, NY 10036	FOR COURT USE ONLY
TELEPHONE NO.: (212) 692-1000 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff; Ben & Jerry's Homemade, Inc & Conopco, Inc	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: UNITED STATES DISTRICT COURT CITY AND ZIP CODE: Southern District of New York BRANCH NAME:	
PLAINTIFF/PETITIONER: Ben & Jerry's Homemade, Inc. & Conopco, Inc. DEFENDANT/RESPONDENT: Rodax Distributors, Inc. d/b/a/ Caballero Video	
DECLARATION	CASE NUMBER: 12-CIV-6734

- 1. I, WILBERT GUTIERREZ, am an employee of APEX ATTORNEY SERVICE, and am over the age of eighteen years old and not a party to this action. Personal service was attempted on Defendant DANIEL MAMANE, 7230 Coldwater Canyon Ave., N. Hollywood, CA 91605
- 2. Documents: Summons; Complaint; Civil Cover Sheet; Order; Temporary Restraining Order and Order to Show Cause for a Preliminary Injunction; Declaration of Gregory P. Gulia; Declaration of David Stever; Judge Lewis A. Kaplan's Rules of the Court; Individual Practices of Magistrate Judge Andrew J. Peck; Memorandum of Law in support of Plaintiffs' Application for a Temporary Restraining Order, Recall Order and Order to Show Cause for a Preliminary Injunction; Rule 7.1 Disclosure Statement of Plaintiffs; Electronic Case Filing Rules & Instructions;

3. 9/7/12	11:00AM	Business	Not in until Monday.
9/7/12	3:00PM	Business	Wrong business. Bad address.
9/7/12	4:00PM	Residence	Intercom connected to Mr. Mamane's cell phone.
			Says he is out of town unitl the beginning of week.
9/10/12	2:45PM	Business	Not in per Receptionist. Sub-served Receptionist,
			ELIZABETH BOOLER, Cau. female, long blond
			hair, 30's, 5'7" tall, 180lbs.

I declare under penalty of perjury under the laws of the State of C	alifornia that the foregoing is true and correct.
Date: 9/11/2012	
WILBERT GUTIERREZ	
(TYPE OR PRINT NAME)	SENATURE OF DECLARANT)
	Attorney for Plaintiff Petitioner Defendant
	Respondent Other (Specify):
	Process Server, 6620 Los Angeles

Form Approved for Optional Use Judicial Council of California MC-030 [Rev. January 1, 2006]

DECLARATION

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American LegalNet, Inc. www.USCourtForms.com AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 12-CIV-6734

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

was rec	This summons for	r (name of individual and title, if any) nte) 09/06/2012	DANIEL MAMANE				
100							
	☐ I personally se	erved the summons on the indiv	idual at <i>(place)</i>				
			on (date)	; or			
	☐ I left the summ	nons at the individual's residen	ce or usual place of abode with (name)				
		, a person of suitable age and discretion who resides there,					
	on (date)	, and mailed a co	ppy to the individual's last known address; or				
	☐ I served the su	nmmons on (name of individual)		, who is			
	designated by la	w to accept service of process of	on behalf of (name of organization)				
			on (date)	; or			
	☐ I returned the	summons unexecuted because		; or			
	(1	7230 Coldwater Canyon Ave.	on Elizabeth Booler, Receptionist, Authorized ., North Hollywood, CA 91605, on 9/10/2012 e individual on 9/11/2012 at Los Angeles, CA e Diligence.	. I then mailed a			
	My fees are \$	for travel and \$	for services, for a total of \$	0.00			
	I declare under p	enalty of perjury that this inform	mation is true.	7			
Date:	09/11/2012		Server's signature				
			Server s signature				
	WJLBERT GUTIERREZ, Process Server						
		er.	Printed name and title				
	1055 W 7th Street, Suite 1550						
	Los Angeles, CA 90017						
(213 488-1500 Reg: Los Angeles #6							

Additional information regarding attempted service, etc:

Documents Served: Summons; Complaint; Civil Cover Sheet; Order dated 9/6/2012; Temporary Restraining Order and Order to Show Cause for a Preliminary Injunction; Declaration of Gregory P. Gulia; Declaration of David Stever; Judge Lewis A. Kaplan, Rules of the Court; Individual Practices of Magistrate Judge Andrew J. Peck; Memorandum of Law in Support of Plaintiffs' Application for a Temporary Restraining Order, Recall Order and Order to Show Cause for a Preliminary Injunction; Rule 7.1 Disclosure Statement of Plaintiffs; Electronic Case Filing Rules & Instructions;